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Class Member & Consolidated Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

**IN RE: Wal-Mart Wage and Hour
Employment Practices Litigation**

MDL No. 1735

Case No. 2:06-CV-225 PMP-PAL

Norma Jean Williams v. Wal-Mart Stores, Inc.
(Utah Class Member & Consolidated Plaintiff),
et al (2:06-cv-61 PMP-PAL)

**Honorable Phillip M. Pro
U. S. District Court Judge**

and

Michael R. Weiler v. Wal-Mart Stores, Inc.
(Utah Class Member & Consolidated Plaintiff),
et al

**JUDICIAL NOTICE OF
POTENTIAL CRIMINAL
ACTIVITY**

Class Member refers the Court to its Preliminary Objection to Preliminary Proposed Class Action Settlement & Release of Claims, filed in response to ¶ VI (C) of the Notice of Proposed Class Action Settlement and Release of Claims, at page 5.

Pursuant to 18 USC § 1514A and criminal activity on the part of “salaried managers”, pertinent to 18 USC § 3 & at the lesser offense of 28 USC § 7204, and to a greater degree, organized under 18 USC § 100, et seq., also, UCA § 34-40-103 & UCA § 34-28-12.

.... (3) **Programmatic Relief under ¶ III (B)(1 - 7)** of the Notice of Proposed Class Action Settlement and Release of Claims, at page 3 & 4, are currently in effect at Wal-Mart Stores, Inc., easily manipulated, ineffective, and inadequate, which has not deterred an **incongruous hourly wage practices by “salaried management” which keeps perpetuating regardless of intermittent litigation.** Corporations are not above criminal activity and organized ‘ruses’ through the tools and practices of ‘plausible deniability’ or ‘displaced responsibility’ — put the responsibility on the shoulder of the hourly employee.

This litigation is worthy of further scrutiny and referral to the DOJ for investigation and prosecution. Probable cause, intent, universality of practice, motive, longevity and regularity of practice, incentive to perform, sanctions for non-performance or ^{ma}non-compliance, are all present at the corporate level.

Class member reserves the right to further brief the Court at the appropriate time under Nevada LR 54-16(e).

Dated: August ^{21st} 2009

Consolidated Class Member & Plaintiff,

MICHAEL R. WEILER



Michael R. Weiler

CERTIFICATE OF MAILING

Caused to be mailed via US First Class or Certified Mail # _____, on this the

25th day of August 2009, to the following:

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Attest this the 25th of August 2009.


